

**BUREAU OF LAND MANAGEMENT
YUMA FIELD OFFICE
2555 E. Gila Ridge Rd.
Yuma, AZ 85365**

CATEGORICAL EXCLUSION (CX) FORM

AZ-320-2005-0013

Case/Project No.: CAAZCA 46620

PROJECT NAME: Blythe Intaglios Film Permit

TECHNICAL REVIEW:

(√)	Program	Reviewer	Signature	Date
	Air Quality			
	ACEC			
√	Botanical including T & E Spp.	F. Wong		
	Communications (Dispatch)			
√	Cultural/Paleontology	S. Arnold		
	Energy Policy			
	Environmental Justice			
	Farmlands (Prime & Unique)			
	Floodplain			
√	Hazardous Material	S. Fusilier		
√	Invasive & Non-Native Species	F. Wong		
√	Lands/Realty	F. Rodriguez		
	Land Law Examiner			
	Law Enforcement			
	Minerals			
	Native American Religious Concerns			
	Operations			
	Range Management			
	Recreation			
	Soils			
	Surface Protection			
	Visual Resources			
	Water Rights			
	Water Quality (Surface & Ground)			
	Wetlands/Riparian Zones			
	Wild & Scenic Rivers			
	Wilderness			
	Wild Horses/Burros			
√	Wildlife including T & E Spp.	F. Wong		

Prepared by: _____

Francisca S. Rodriguez
Realty Specialist

Date: _____

Reviewed by: _____

Karen Reichhardt
Acting Planning & Environmental Coordinator

Date: _____

Reviewed by: _____

Stephen Fusilier
Acting Assistant Field Manager

Date: _____

Name of Project: Blythe Intaglios Film Permit

Number: AZ-320-2004-0013

Case File No.: CAAZCA 46620

Location (legal description):

Film Permit application, CAAZCA 46620, affects the following public lands: portion of lots 2, 3, and 4, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and W $\frac{1}{2}$ SE $\frac{1}{4}$, sec. 26, T. 4 S., R. 23 E., San Bernardino Meridian, Riverside County, California. The area described contains 77 acres approximately.

Applicant: JWM Productions LLC

Description of Proposed Action:

On October 7, 2004, we received a land use application for a film permit from JWM Productions LLC. JWM Productions is proposing to film a short segment of the Blythe Intaglios for an archeological series to be aired on the History Channel. The crew would access the Blythe Intaglios by existing dirt roads. The filming activities would take place outside the fenced area of the Blythe Intaglios. The crew would not be allowed to enter the fenced area. They are proposing to use an ultralight to fly over the intaglios. In addition, the project would consist of 2 vehicles and a total of 6 people. The proposed action is planned to take place in two days between January 14, 2005, and January 19, 2005. However, this categorical exclusion would be effective for a period of 14 days to allow for additional filming if needed. The film permit would be issued pursuant to Title III of the Federal Land Policy and Management Act, as amended, and all applicable regulations contained in Title 43 Code of Federal Regulations part 2920. Heavy equipment, pyrotechnics, or explosives would not be use during the filming activities.

Categorical Exclusion Reference:

Land Use Application, CAAZCA 46620: 516 DM 6, Appendix 5.4: E(19) – Issuance of short-term (3 years or less) rights-of-way or land use authorizations for such uses as storage sites, apiary sites, and construction sites where the proposal includes rehabilitation to restore the land to its natural or original condition.

Required Stipulations:

1. The holder shall have a copy of the Bureau of Land Management film permit on-site at all times when filming on Bureau of Land Management managed public lands.
2. The holder shall conduct all activities within the authorized limits of the permit.
3. Traffic shall be restricted to routes approved by the authorized officer. New access roads or cross-country vehicle travel will not be permitted unless prior written approval is given by the authorized officer. Authorized roads used by the holder shall be rehabilitated when permitted activities are complete, as approved by the authorized officer.
4. The holder shall not allow any aircraft used during filming to fly below 1,000 feet over public lands.

5. The final filming product will have a written acknowledgement of the filming location on public lands managed by the Bureau of Land Management, Yuma Field Office, Yuma, Arizona.
6. No signs or advertising devices shall be placed on the premises or on adjacent public lands, except those posted by or at the direction of the authorized officer.
7. Any cultural and/or paleontological resource (historic or prehistoric site or object) discovered by the holder, or any person working on his behalf, on public or Federal land shall be immediately reported to the authorized officer. Holder shall suspend all operations in the immediate area of such discovery until written authorization to proceed is issued by the authorized officer. An evaluation of the discovery will be made by the authorized officer to determine appropriate actions to prevent the loss of significant cultural or scientific values. The holder will be responsible for the cost of evaluation and any decision as to proper mitigation measures will be made by the authorized officer after consulting with the holder.
8. If in connection with operations under this authorization, any human remains, funerary objects, sacred objects or objects of cultural patrimony as defined in the Native American Graves Protection and Repatriation Act (P.L. 101-601; 104 Stat. 3048; 25 U.S.C. 3001) are discovered, the holder shall stop operations in the immediate area of the discovery, protect the remains and objects, and immediately notify the authorized officer. The holder shall continue to protect the immediate area of the discovery until notified by the authorized officer that operations may resume.
9. The holder shall be responsible for weed control on disturbed areas within the limits of the permit. The holder is responsible for consultation with the authorized officer and/or local authorities for acceptable weed control methods (within limits imposed in the permit stipulations).
10. The holder shall clean off-road equipment (power or high-pressure cleaning) of all mud, dirt, and plant parts prior to moving equipment onto public land authorized under this permit.
11. The holder shall protect all survey monuments found within the permit. Survey monuments include, but are not limited to, General Land Office and Bureau of Land Management Cadastral Survey Corners, reference corners, witness points, U.S. Coastal and Geodetic benchmarks and triangulation stations, military control monuments, and recognizable civil (both public and private) survey monuments. In the event of obliteration or disturbance of any of the above, the holder shall immediately report the incident, in writing, to the authorized officer and the respective installing authority if known. Where General Land Office or Bureau of Land Management permit monuments or references are obliterated during operation, the holder shall secure the services of a registered land surveyor or a Bureau cadastral surveyor to restore the disturbed monuments and references using surveying procedures found in the Manual of Surveying Instructions for the Survey of the Public Lands in the United States, latest edition. The holder shall record such survey in the appropriate county and send a copy to the authorized officer. If the Bureau cadastral surveyors or other Federal surveyors are used to restore the disturbed survey monument, the holder shall be responsible for the survey cost.

Compliance and Monitoring Responsibility: YFO, Lands

Compliance inspections would be conducted regularly to verify that the holder complies with the stipulations, terms and conditions set forth in permit CAAZCA 46620.

Decision:

BLM has determined that the proposal conforms to the land use plan, is in accordance with the categorical exclusion criteria, and that it will not involve any significant adverse environmental effects. Therefore, it is categorically excluded from further environmental review. The Proposed Action will have no effect on the President's Energy Policy and a Statement of Adverse Energy Impact is not required. The proposed action will be implemented subject to the stipulations within the authorizing document.

Approved by: _____

Thomas F. Zale
Acting Yuma Field Manager

Date: _____

Categorical Exclusion Review

Department of the Interior Departmental Manual 516 2.3.A(3) provides for a review of the following categorical exclusion criteria to determine if exceptions apply to this project. The following exceptions apply to individual actions within categorical exclusions (CX). Environmental documents must be prepared for actions which may:

CRITERIA	YES	NO
1 Have significantly adverse effects on public health or safety.	_____	__X__
2 Have adverse effects on such unique geographic characteristics as historic or cultural resources, parks, recreation or refuge lands, wilderness areas, wild or scenic rivers, sole or main drinking water aquifers, prime farmlands, wetlands, floodplains, or ecologically significant or critical areas, including those listed on the Department's National Register of Natural Landmarks.	_____	__X__
3 Have highly controversial environmental impacts.	_____	__X__
4 Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.	_____	__X__
5 Establish a precedent for future actions or represent a decision in principle about future actions with potentially significant environmental effects.	_____	__X__
6 Are directly related to other actions with individually insignificant but cumulatively significant environmental effects.	_____	__X__
7 Adversely affect on properties listed or eligible for listing on the National Register of Historic Places.	_____	__X__
8 Adversely affect species listed or proposed for listing on the List of Endangered or Threatened Species, or adversely affect designated critical habitat for these species.	_____	__X__
9 Require compliance with Executive Order 11988 (Floodplain Management), Executive Order 11990 (Protection of Wetlands), or the Fish and Wildlife Coordination Act.	_____	__X__
10 Threaten to violate a Federal, State, local, or tribal law or requirements imposed for protecting the environment.	_____	__X__